

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GARY CULVER,

Plaintiff,

v.

JAYAKRISHNAN K. NAIR, et al.,

Defendant.

CASE NO. 2:22-cv-00063-JHC

ORDER REMANDING CASE

This matter comes before the Court on Plaintiff Gary Culver's Motions for Remand (Dkt. # 6) and for Rule 11 Sanctions (Dkt. # 9), and Defendant Jayakrishnan Nair's Motion for FBI Criminal Investigation of Mortgage Fraud, Burglary and Perjury (Dkt. # 14).

Having considered the parties' submissions related to the motion for remand, and the remainder of the record, the Court GRANTS Plaintiff's Motion for Remand (Dkt. # 6) for lack of subject matter jurisdiction under 28 U.S.C. § 1447(c). Neither federal question jurisdiction under 28 U.S.C. § 1331 nor diversity jurisdiction under 28 U.S.C. § 1332 appears to exist in this matter.

The same day Plaintiff served his Motion for Rule 11 Sanctions, he filed it with this Court. Dkt. # 9. The Court DENIES Plaintiff's Motion for Rule 11 Sanctions (Dkt. # 9) for

1 failure to comply with Fed. R. Civ. P. 11(c)(2). *See Radcliffe v. Rainbow Constr. Co.*, 254 F.3d  
2 772, 789 (9th Cir. 2001) (party “did not serve the [opponents] with the motion in advance of  
3 filing and thus did not comply with the twenty-one day advance service provision”).

4 For the foregoing reasons, the Court REMANDS this case to King County Superior Court  
5 for all further proceedings. The Court DIRECTS the Clerk to mail a certified copy of this Order  
6 to the Clerk of the state court under 28 U.S.C. § 1447(c). And the Court STRIKES Defendant’s  
7 Motion for FBI Criminal Investigation of Mortgage Fraud, Burglary and Perjury.

8 Dated this 2<sup>nd</sup> day of May, 2022.

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John H. Chun  
11 United States District Judge  
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